IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16137 of 2004

Between:

V.S. Gopal, S/o. Sri V. Sivaramakrishnan, aged about 40 years,
Ex.Senior Manager (Com.E), O/o. Airports Authority of India, Bangalore, Plot No.52,
Rishi Residency, Flat No. 105,
Kalyan Nagar Venture-III, Opp: Patmos High School,

HYDERABAD - 500 018.

..... PETITIONER

AND

1.Union of India, rep. by Chairman, Airports Authority of India,

Rajiv Gandhi Bhavan, Safdarjung Airport, New Delhi.
2.The Airport Director, Airports Authority of India, Bangalore

Airport, Bangalore - 560 017.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus, directing the respondents to make payment of terminal benefits of the petitioner consequent on termination of his services, with all the consequential benefits along with interest at the rate of 18% per annum from the date they are illegally with-held, having obtained the claim forms for the same, declaring the inaction on the part of the respondents to release the same as arbitrary, illegal, unwarranted, misconceived and in violation of Articles 14 and 16 of the Constitution of India.

Counsel for the Petitioner: MR.SANKA RAMAKRISHANA RAO

Counsel for the Respondent No.1& 2: Mr. C.KODANDA RAM, S.C. for Central Government.

The Court at the stage of admission made the following :

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THE HONOURABLE DR. JUSTICE G.YETHIRAJULU

WRIT PETITION No.16137 OF 2004

ORDER:

The petitioner is an Ex-Senior Manager (Com.E) under the respondents—Airports Authority of India. His services were terminated with effect from 09.04.1999 vide proceedings dated 28.05.1999. In the said proceedings, he was advised to submit necessary forms for payment of dues on termination of his service. Admittedly, he submitted all the required forms and documents on 16.01.2001 and they were received by the second respondent on 18.01.2001 at Bangalore.

2. The grievance of the petitioner is that the respondents did not take any steps for settlement of the terminal benefits till now. He further submits that he submitted a representation on 10.09.2002 to the second respondent requesting to arrange payment of his terminal benefits, but there was no response. On persisting reminders including the reminder dated 15.08.2003, the second respondent communicated him through a letter dated 17/20.10.2003 intimating that the settlement of dues will be processed and settled after due approval from the Regional Headquarters, SR, Chennai after regularizing the period of absence from 07.08.1997 till the date of termination and after getting approval of pay fixation with effect from 01.01.1997. The grievance of the petitioner is that though it was mentioned in the said letter that he would be intimated in due course, no further intimation has been sent to him till now. The petitioner, therefore, approached this Court through this writ petition seeking a direction to the respondents to pay all the terminal benefits to him according to rules.

3. In the light of the above circumstances explained by the petitioner, the respondents are directed to take appropriate action and see that whatever terminal

benefits are due to the petitioner shall be paid to him within three months from the date of receipt of a copy of this order.

4. The writ petition is accordingly disposed of. No costs.

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Dr.G.YETHIRAJULU, J

Date: 13th September, 2004.

CS

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The Chairman, Airports Authority of India, Union of India, Rajiv Gandhi Bhavan, Safdarjung Airport, New Delhi.
2. The Airport Director, Airports Authority of India, Bangalore Airport, Bangalore-560 017.
3. Two C.D. copies.